



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION OF

FORTE

Group Art Unit: 1771

Appln. No.: 09/374,117

Examiner: L. ROCHE

Filed: August 16, 1999

Title: MULTILAYER BREATHABLE FILM AND A METHOD FOR MAKING A
MULTILAYER BREATHABLE FILM

November 25, 2002

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AMENDMENT PURSUANT TO 37 C.F.R. §1.111

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Hon. Commissioner of Patents
Washington, D.C. 20231

Sir:

This is in response to the official action dated August 23, 2002, wherein the claims were rejected under 35 U.S.C. § 112, first paragraph and 35 U.S.C. § 102(e). The applicant respectfully traverses in view of the following amendment and remarks.

I. AMENDMENT

IN THE CLAIMS

Please amend claims 26 and 32 as follows.

26. (Three Times Amended) A multilayer breathable film having the combination of properties of:

- E1
- (i) providing a barrier to microorganisms; and
 - (ii) providing a barrier to blood and bodily fluids;

said breathable film comprising at least a three-layer film having as a minimum the following structure:

C:D:C;